

AMENDED IN ASSEMBLY APRIL 28, 2010

AMENDED IN ASSEMBLY APRIL 5, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2287

Introduced by Assembly Member Bass

February 18, 2010

An act to add Chapter 1.6 (commencing with Section 12096) to Part 2 of Division 3 of Title 2 of the Government Code, relating to economic development.

LEGISLATIVE COUNSEL'S DIGEST

AB 2287, as amended, Bass. Office of Economic Development: California Business Investment Services Program.

Existing law provides for various state programs and services for the purpose of attracting and retaining businesses in this state. Existing law creates the Office of Small Business Advocate in the Office of Planning and Research in the Governor's office.

This bill would create the Office of Economic Development in the Governor's office, to be directed by a secretary appointed by the Governor. The bill would create the California Business Investment Services Program, as specified, within the Office of Economic Development, under the authority of the secretary, for the purpose of serving employers, corporate executives, business owners, and site location consultants who are considering California for business investment and expansion.

This bill would require each state agency to administer its procurement and contracting processes in a manner to meet or exceed a goal of 25% small business participation, and to identify a Small

Business Advocate at the agency and encourage them to develop and share innovative procurement and contracting practices from the public and private sectors to increase opportunities for small businesses. The bill would impose specified supervisory requirements on the secretary and the Department of General Services to monitor agencies and ensure compliance with the small business participation goals, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 1.6 (commencing with Section 12096)
2 is added to Part 2 of Division 3 of Title 2 of the Government Code,
3 to read:

4
5 CHAPTER 1.6. OFFICE OF ECONOMIC DEVELOPMENT

6
7 Article 1. General

8
9 12096. (a) The Office of Economic Development is hereby
10 established in state government within the Governor's office. The
11 office shall be under the direct control of a secretary, who shall be
12 responsible to the Governor.

13 (b) The Governor shall appoint the Secretary of the Office of
14 Economic Development, subject to confirmation by the Senate,
15 who shall perform all duties, exercise all powers, assume and
16 discharge all responsibilities, and carry out and effect all purposes
17 vested by law in the office, including contracting for professional
18 or consultant services in connection with the work of the office.

19 (c) The salary of the Secretary of the Office of Economic
20 Development shall be fixed pursuant to Section 12001.

21
22 Article 2. California Business Investment Services Program

23
24 12096.5. (a) The California Business Investment Services
25 Program is hereby created within the Office of Economic
26 Development.

27 (b) The program shall be under the direct authority of the
28 secretary.

1 (c) The purpose of the program is to serve employers, corporate
2 executives, business owners, and site location consultants who are
3 considering California for business investment and expansion.
4 Among other things, the program shall provide:

- 5 (1) Economic and demographic data.
- 6 (2) Financial information to help link businesses with state and
7 local public and private programs.
- 8 (3) Workforce information including labor availability, training,
9 and education programs.
- 10 (4) Transportation and infrastructure information.
- 11 (5) Assistance in obtaining state and local permits.
- 12 (6) Information on tax credits and other incentives.
- 13 (7) Permitting, siting, and other regulatory information pertinent
14 to business operations in California.

15 (d) The program shall have a well-advertised telephone number,
16 an interactive Internet Web site, and an administrative structure
17 that effectively supports the facilitation of business development
18 and investment in the state.

19 (e) In implementing the program, the secretary shall establish
20 and implement a process for convening strike teams on key
21 business development situations, including, but not limited to,
22 attracting new businesses, relocation of large manufacturers, or
23 the closure of a large business employer.

24 (f) In implementing the program, the secretary shall work
25 cooperatively with local, regional, federal, and other state public
26 and private marketing institutions and trade organizations in
27 attracting, retaining, and helping businesses to grow and be
28 successful in California.

29
30 *Article 3. Small Business Procurement Goals*

31
32 *12098. (a) (1) Each state agency shall administer its*
33 *procurement and contracting processes in a manner to meet or*
34 *exceed a goal of 25 percent small business participation, as*
35 *described in Executive Order S-02-06, and using existing*
36 *resources.*

37 *(2) Each state agency shall identify a Small Business Advocate*
38 *at the state agency and encourage them to develop and share*
39 *innovative procurement and contracting practices from the public*
40 *and private sectors to increase opportunities for small businesses,*

1 as described in Executive Order S-02-06, and using existing
2 resources.

3 (b) In the course of implementing the California Business
4 Investment Services Program pursuant to Section 12096.5, the
5 secretary shall ensure that the head of each state agency complies
6 with the state procurement and contracting requirements described
7 in this section to the extent practicable under state law. The
8 secretary shall also collaborate with the Small Business Advocates
9 identified by each state agency pursuant to this section to facilitate
10 the development and sharing of innovative procurement and
11 contracting practices from the public and private sectors to
12 increase opportunities for small businesses.

13 (c) (1) The Director of General Services shall provide the
14 secretary with a copy of the annual report that the director receives
15 for each state agency, for purposes of assessing successes and
16 deficiencies of each state agency in meeting the state procurement
17 and contracting goals described in this section.

18 (2) The secretary, in conjunction with the Director of General
19 Services, shall monitor the progress of all state agencies towards
20 meeting the small business participation goal based on information
21 obtained from the annual report. The secretary, in cooperation
22 with the Small Business Advisory Council that is within the
23 Department of General Services, shall notify the head of each state
24 agency of the agency's successes and deficiencies with regard to
25 meeting the small business participation goal. The secretary shall
26 also submit the notification information to the California Small
27 Business Advocate in the Governor's Office of Planning and
28 Research, or its successor.